

CLASSIFICATION OFFICE DECISION

Title of publication: Gns030.MP4_thumbs_2016.07.16_23.27.00].jpg

Other known title(s): Not stated

OFLC ref: 1601014.009

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 01 February 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 01 February 2017

Summary of reasons for decision:

The computer image file comprises a series of images taken from a video recording, indicated by the time code that appears on each image. The file depicts a prepubescent girl and a much younger boy in a bathroom. The boy is nude and the girl is partially nude. These images have been captured covertly. Their privacy has been violated, and their nudity and bodies have been sexualised. The image file promotes and supports the exploitation of children or young persons for sexual purposes in terms of s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act), and is therefore deemed to be objectionable. While the classification interferes with the right to freedom of expression as per the New Zealand Bill of Rights Act 1990, it is consistent with Parliament's intention that publications falling under s3(2)(a) of the FVPC Act are deemed objectionable.